HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.21498 of 2007

11.10.2007

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Between

Modukur Satyanarayana ..Petitioner

AND

Agent to Government, West Godavari Dsitrict and othrs ..Respondents

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:: JUDGMENT ::

HON'BLE SHRI JUSTICE NOOTY RAMAMOHANA RAO

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W.P. No.21498 of 2007

Heard the learned counsel for the petitioner and the learned Government Pleader for Social Welfare.

This writ petition has been instituted when the respondents 2 and 3 attempted to dispossess the petitioner from the lands of an extent of Ac.6.07 cents situated in R.S.No.277/1 of Pragadapalli Village, Polavaram Mandal, West Godavari District based on the orders dated 7.2.2007 passed by the Special Deputy Collector, Tribal Welfare, Polavaram, West Godavari District. It is the assertion of the petitioner that he has preferred an Appeal to the Agent to the Government, first respondent herein against the orders passed by the third respondent on 7.2.2007 and the Appeal is still pending.

When once, an Appeal has been preferred which is an assured right, it is only appropriate that the said Appeal is decided at the earliest. It is no doubt true that the Agent to the Government would have been preoccupied with more pressing and urgent matters of great public importance, but nonetheless, they will have to spare some time for deciding the Appeals preferred against the orders passed by the primary authority in a quick time. I hope and trust that the Appeal preferred by the petitioner herein would at best be decided on or before 31.1.2008 and till such time the Appeal is decided, the petitioner shall not be evicted from out of the lands in his possession pursuant to the orders passed by the third

respondent herein on 7.2.2007.

With this, the writ petition stands disposed of. No costs.

NOOTY RAMAMOHANA RAO.J.

11.10.2007
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